

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re

CUSTOMS AND TAX ADMINISTRATION  
OF THE KINGDOM OF DENMARK  
(SKATTEFORVALTNINGEN) TAX  
REFUND LITIGATION

This document relates to: 1:18-cv-05053-LAK;  
1:18-cv-09797-LAK; 1:18-cv-09836-LAK;  
1:18-cv-09837-LAK; 1:18-cv-09838-LAK;  
1:18-cv-09839-LAK; 1:18-cv-09840-LAK;  
1:18-cv-09841-LAK; 1:18-cv-10100-LAK

MASTER DOCKET

Case No.: 1:18-md-02865-LAK

**STIPULATION AND [PROPOSED] ORDER REGARDING THIRD-PARTY  
DEFENDANT ED&F MAN CAPITAL MARKETS, LTD.'S TIME TO RESPOND  
TO THE THIRD-PARTY COMPLAINTS OF ACER INVESTMENT GROUP, LLC,  
DARREN WITTWER, AND ROBERT CREMA**

WHEREAS, Third-Party Plaintiffs Acer Investment Group, LLC ("Acer"), Darren Wittwer, and Robert Crema (collectively, the "Third-Party Plaintiffs") each filed Third-Party Complaints against ED&F Man Capital Markets, Ltd. ("ED&F") in the above-captioned proceedings on January 29, 2021;

IT IS HEREBY STIPULATED AND AGREED, by and between ED&F and the Third-Party Plaintiffs, that:

1. ED&F shall respond to the Third-Party Complaints on or before April 15, 2021;
2. The Third-Party Plaintiffs shall respond to any motion to dismiss the Third-Party Complaints on or before May 14, 2021; and
3. ED&F shall file any reply memoranda of law on or before June 4, 2021.

No provision of this Stipulation and Order shall be construed as a waiver of, and ED&F

and the Third-Party Plaintiffs expressly reserve, all claims and defenses. This is the first request to modify the time for answering or responding to the Third-Party Complaints.

Dated:           New York, New York  
                  February 17, 2021

**BINDER & SCHWARTZ LLP**

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*Attorneys for Third-Party Plaintiffs Acer  
Investment Group, LLC, Darren Wittwer, and  
Robert Crema*

SO ORDERED:

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Hon. Lewis A. Kaplan  
United States District Judge